

1 PHILLIP A. TALBERT
United States Attorney
2 KEVIN C. KHASIGIAN
Assistant U. S. Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
4 Telephone: (916) 554-2700

5 Attorneys for the United States
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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 Nine, more or less, 50-pound permeable triple layer
15 brown paper bags, of an article of food, labeled in
part:

16 "****Honeyville FINE WHITE RICE FLOUR HIGH
17 QUALITY PRODUCTS & INGREDIENTS NET
WT. 50 LBS. (22.68 KG) U***70291-HG LONG
18 GRAIN WHITE FINE RICE FLOUR NET WT. 50
LBS LOT#: 30401 MFG DATE: 10/30/20 EXP
DATE: 10/30/21*** DISTRIBUTED BY:
19 HONEYVILLE, INC. RANCHO CUCAMONGA,
CA 91730 909.980.9500 HONEYVILLE, UT 84314
20 435.494.4200 OGDEN, UT 84404 385.374.9400
PHOENIX, AZ 85226 480.785.5210***71721 1H-
21 T0879-01 9/20 ****",

22 Thirty-eight, more or less, 55-pound permeable
23 white plastic woven bags, of an article of food,
labeled in part:

24 "****VATIKA URAD GOTA WEIGHT: 25 KGS
25 (55 LBS) PRODUCT OF MYANMAR****",

26 Forty-four, more or less, 55-pound permeable white
27 plastic woven bags, of an article of food, labeled in
part:
28

2:23-CV-01954-WBS-DB

WARRANT FOR ARREST OF
ARTICLES *IN REM*

1 ****URAD GOTA WEIGHT: 25 KGS (55 LBS)
2 PRODUCT OF MYANMAR***Black Matpe
3 Skinned & Whole***",

4 Twenty-four, more or less, 55-pound permeable
5 white plastic woven bags, of an article of food,
6 labeled in part:

7 9mm Kabuli Lot # DSP K16111 Net Weight When
8 Packed 55lbs (24.95kg) Product of
9 Canada***Diefenbaker Spice & Pulse, Elbow
10 Saskatchewan, Canada S0H 1J0***", and

11 all other articles of food labeled or unlabeled or
12 affixed with labels bearing, among other thing, the
13 name and address of the manufacturer, packer, or
14 distributor located outside the State of California, or
15 which are otherwise determined to consist in whole
16 or in part of components that have originated from
17 outside the State of California and, in any size, or
18 type container (excluding metal and glass containers)
19 located anywhere on the premises of Gold Coast
20 Distributors, Inc., 2325 W. Charter Way, Stockton,
21 California,

22 Defendants.

23 TO THE U.S. MARSHALS SERVICE OF THE EASTERN DISTRICT OF CALIFORNIA
24 AND/OR ANY OTHER DULY AUTHORIZED LAW ENFORCEMENT OFFICER:

25 WHEREAS, a verified complaint of forfeiture has been filed on September 12, 2023, in the
26 United States District Court for the Eastern District of California, alleging that the defendant articles of
27 food, as described in the above caption (hereafter "defendant food"), are adulterated under the Federal
28 Food, Drug, and Cosmetic Act, 21 U.S.C. §§ 301 *et seq.*, and are subject to seizure, condemnation, and
forfeiture to the United States pursuant to 21 U.S.C. § 334;

WHEREAS, the Court, having reviewed the Complaint and the Affidavit of Kimberly M.
Lichter In Support of Warrant for Arrest *In Rem*, hereby finds, in accordance with Rule G(3)(b)(ii) of
the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions (hereafter
"Supplemental Rule(s)"), that there is probable cause to believe that the defendant food, which is not
presently in the Government's possession, custody, or control or subject to a judicial restraining order,
is subject to seizure, condemnation, and forfeiture pursuant to 21 U.S.C. § 334; and

1 WHEREAS, Supplemental Rule G(3)(c)(i) provides that the warrant for arrest *in rem* must be
2 delivered to a person or organization authorized to execute it who may be a marshal or any other United
3 States officer or employee, someone under contract with the United States, or someone specially
4 appointed by the court for that purpose;

5 YOU ARE, THEREFORE, HEREBY COMMANDED, pursuant to Supplemental Rule G(3)(c)
6 to enter the premises known as 2325 W. Charter Way, Stockton, California 95206 so as to locate,
7 identify, and seize the defendant food and use discretion and whatever means appropriate to protect and
8 maintain said defendant food, and detain it in your custody or otherwise, including seizure in place or
9 in the custody of an authorized agency; and

10 IT IS FURTHER ORDERED that you shall provide notice of this action to all persons thought
11 to have an interest in or claim against the defendant food by serving upon such persons a copy of this
12 warrant and a copy of the Verified Complaint for Forfeiture *In Rem* in a manner consistent with the
13 Supplemental Rules, the Federal Rules of Civil Procedure ("Fed. R. Civ. P."), and federal law. This
14 warrant provides notice that in order to avoid condemnation and forfeiture of the defendant food, any
15 person claiming an interest in, or right against, the defendant food must file a verified claim, signed
16 under penalty of perjury, identifying the interest in, or right against, the defendant food in the manner
17 set forth in Rule G(5)(a) of the Supplemental Rules, Federal Rules of Civil Procedure, except that in no
18 event may such claim be filed later than 35 days after the date of notice of the forfeiture action and a
19 copy of the complaint was sent or, as applicable, 60 days after the first day of publication on the official
20 internet government forfeiture site www.forfeiture.gov posting the notice of the forfeiture action. In
21 addition, any person having filed such a claim must also file an answer to the complaint or a motion
22 under Rule G(5) and Fed. R. Civ. P., Rule 12 no later than 21 days after the filing of the claim, with a
23 copy thereof sent to Assistant U.S. Attorney Kevin C. Khasigian, 501 I Street, Suite 10-100,
24 Sacramento, CA 95814.

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1 IT IS FURTHER ORDERED that, promptly after execution of this process, you shall file the
2 same in this Court with your return thereon, identifying the individuals upon whom copies were served
3 and the manner employed.

4 Dated: September 12, 2023

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6 By:



ALLISON CLAIRE
United States Magistrate Judge